PATENT Atty. Docket No. PP00063.024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

MICHAEL HOUGHTON et al.

Serial No.

08/441,443

May 15, 1995

Filed: For:

NANBV DIAGNOSTICS AND VACCINES

Group Art Unit: 1631

Examiner: M. Zeman

RECEIVED

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR §1.97**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Sir:

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Pursuant to 37 C.F.R. §1.97 and §1.98, Applicants submit for consideration in the aboveidentified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

This Supplemental Information Disclosure Statement is submitted after receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance, therefore, a fee is required. Accordingly, the \$180.00 fee required by 37 C.F.R. §1.97(c) accompanies this disclosure statement.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. §1.97 is to the best of my knowledge and is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

If the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1664 referencing PP00063.021. However, the Commission is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

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By: Alisa A. Ha

Reg. No. 33,895

CHIRON CORPORATION Intellectual Property - R440 P.O. Box 8097 Emeryville, CA 94662-8097 (510) 923-2708

(510) 655-3542

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Form PTO-1449		Docket Number PP0063.024 Application Number 08/441,443 Confirmation No. 1917		•••				
INFORMATION DISCLOSURE CITATION IN AN APPLICATION				Applicant Michael HOUGHTON et al.				
			Filing Date May 15, 199	25	Group Art Unit			
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Examiner Initials	Ref. No.	Date	Document No.		Name	Class	Subclass	Filing Date If Appropriate
	1.	12/13/94	5,372,928	Miya	amura		H	FCEIVED
	2.	01/05/99	5,856,437	Miya	amura			-OLIVED
	3	02/16/99	5,871,903	Miya	amura		7	UL 1 6 2003
	4.	09/28/99	5,959,092	Miya	amura			
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Examiner Initials								
	5.	Deposition of Gregory R. Reyes, Vol. I, September 11, 2000, in Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.); Deposition pgs. 1-183 & Index pgs. 1-17						
	6	Deposition of Gregory R. Reyes, Vol. II, October 4, 2000, in Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.), Deposition pgs. 201-325, Index pgs. 1-10-						
	7	Deposition of Stephen M. Feinstone, M.D., June 26, 2000, In Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.), Deposition pgs. 1-170, Index pgs. 1-18						
	8.	Deposition of Gordon P. Erspamer, Vol. I, July 18, 2000, in Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.), Deposition pgs. 1-174, Index pgs. 1-21						
,	9.		Deposition of Gordon P. Erspamer, Vol. II, September 28, 2000, in Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.), Deposition pgs. 175-308, Index pgs. 1-17					
	10.		Deposition of Dr. Alfred Prince, September 21 2000, in Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.), Deposition pgs. 1-80, Index pgs. 1-7					
	11.	Deposition of Shirley S.W. Wong-Chen, September 26, 2000, in Chiron Corp. v. Hoffman-La Roche, Ltd., et al., No. C 98-0315 CW (N.D. Cal.), Deposition pgs. 1-134, Index pgs. 1-15						
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Form PTO-1449		Docket Number PP0063.024	Application Number 08/441,443		
	TO LEGIS OF THE CITY MICH	Applicant	Confirmation No. 1917		
	TION DISCLOSURE CITATION N AN APPLICATION	Michael HOUGHTON et al.			
(Use several sheets if necessary)		Filing Date May 15, 1995	Group Art Unit 1631		
		Hand Delivered on: July 9, 2003			
12.	Deposition of Donald S. Chisum, Aug No. C 98-0315 CW (N.D. Cal.), Depos	sition pgs. 1-312, Index pgs. 1-3	0		
13.	Deposition (Videotaped) of Martha Ar Roche, Ltd., et al., No. C 98-0315 CW				
14.	Deposition (Videotaped) of Martha Ar Roche, Ltd., et al., No. C 98-0315 CW				
15.	Deposition (Videotaped) of Martha Ar La Roche, Ltd., et al., No. C 98-0315	nn Truett, Vol. III, August 9, 200 CW (N.D. Cal.), Deposition pgs.	00, in Chiron Corp. v. Hoffman- 431-589, Index pgs. 1-19		
16.	Deposition of Michael S. Urdea, Ph.D Roche, Ltd., et al., No. C 98-0315 CW	, Vol. I, February 16, 2000, in C (N.D. Cal.), Deposition pgs. 1-2	Chiron Corp. v. Hoffman-La 200, Index pgs. 1-22		
17.	Deposition of Michael S. Urdea, Ph.D Roche, Ltd., et al., No. C 98-0315 CW	., Vol. II, February 17, 2000, in (N.D. Cal.), Deposition pgs. 20	Chiron Corp. v. Hoffman-La 2-392, Index pgs. 1-22		
18.	Deposition of Michael S. Urdea, Ph.D Roche, Ltd., et al., No. C 98-0315 CW	., Vol. 1II, February 18, 2000, Ir (N.D. Cal.), Deposition pgs. 39	Chiron Corp. v. Hoffman-La 3-521, Index pgs. 1-16		
19.	Deposition (Videotaped) of Amy J. W Hoffman-La Roche, Ltd., et al., No. C 30	einer, Ph.D., Vol. I, August 17, 98-0315 CW (N.D. Cal.), Depo	2000, in Chiron Corp. v. sition pgs. 1-291, Index pgs. 1-		
20.	Deposition of George Kuo, Ph.D., Vol Ltd., et al., No. C 98-0315 CW (N.D.				
21.	Deposition of George Kuo, Ph.D., Vol Ltd., et al., No. C 98-0315 CW (N.D.				
22.	Deposition of George Kuo, Ph.D., Vol Roche, Ltd., et al., No. C 98-0315 CW				
23.	Deposition of Qui Lim Choo, Ph.D., V Roche, Ltd., et al., No. C 98-0315 CW				
24.	Deposition of Qui Lim Choo, Ph.D., V Roche, Ltd., et al., No. C 98-0315 CW	Vol. II, December 16, 1999, in C. V. (N.D. Cal.), Deposition pgs. 16	hiron Corp. v. Hoffman-La 6-359, Index pgs. 1-18		
25.	Deposition of Qui Lim Choo, Ph.D., V Roche, Ltd., et al., No. C 98-0315 CW	Vol. III, December 17, 1999, in C V (N.D. Cal.), Deposition pgs. 36	Chiron Corp. v. Hoffman-La 0-540, Index pgs. 1-18		
26.	Deposition of Qui Lim Choo, Ph.D., V Ltd., et al., No. C 98-0315 CW (N.D.				
27.	Deposition of Qui Lim Choo, Ph.D., V Ltd., et al., No. C 98-0315 CW (N.D.	Vol. V, May 19, 2000, in Chiron Cal.), Deposition pgs. 693-885,	Corp. v. Hoffman-La Roche, Index pgs. 1-19		
28.	Deposition of Qui Lim Choo, Ph.D., V Ltd., et al., No. C 98-0315 CW (N.D.				
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Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)			Confirmation No. 1917	
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29.	Deposition of Michael Houghton, Ph.1 Roche, Ltd., et al., No. C 98-0315 CW	(N.D. Cal.), Deposition pgs. 1-	198, Index pgs. 1-19	
30.	Deposition of Michael Houghton, Ph.l. Roche, Ltd., et al., No. C 98-0315 CW	(N.D. Cal.), Deposition pgs. 19	79-396, maex pgs. 1-22	
31.	Deposition of Michael Houghton, Ph.l. Roche, Ltd., et al., No. C 98-0315 CW	(N.D. Cal.), Deposition pgs. 39	97-553, Index pgs. 1-18	
32.	Deposition of Michael Houghton, Ph. Roche, Ltd., et al., No. C 98-0315 CW	D., Vol. IV, May 24, 2000, in C V (N.D. Cal.), Deposition pgs. 5	hiron Corp. v. Hoffman-La 54-717, Index pgs. 1-20	
33.	Deposition of Michael Houghton, Ph. Roche, Ltd., et al., No. C 98-0315 CW	D., Vol. V. May 25, 2000, in Ch	iron Corp. v. Hoffman-La	
34.	Deposition of Michael Houghton, Ph. Roche, Ltd., et al., No. C 98-0315 CV	D., Vol. VI, May 26, 2000, in C V (N.D. Cal.), Deposition pgs. 8	hiron Corp. v. Hoffman-La 77-1071, Index pgs. 1-16	
35.	Deposition of Michael Houghton, Ph. Roche, Ltd., et al., No. C 98-0315 CV	D. Vol. VII. August 11, 2000, i	n Chiron Corp. v. Hoffman-La	
36.	Order Construing disputed terms and C 98-0315 CW (N.D. Cal.), 08/31/20	Phrases in Chiron Corp. v. Hoff	man-La Roche, Ltd., et al., No.	
37.	The expert declarations on claim cons C 98-0315 CW (N.D. Cal.):	struction in Chiron Corp. v. Hof	fman-La Roche, Ltd., et al., No.	
38.	a) Declaration of Dr. Michael Botcha	an, October 21, 1999		
39.	b) Reply Declaration of Dr. Michael			
40.	c) Reply Declaration of Dr. Michael			
41.	d) Declaration of Professor dr. H.J.	Thiel, February 14, 2000		
42.	e) Reply Declaration of Professor Dr			
43.	f) Declaration of Dr. William Brammar, June 26, 2000 g) Declaration of Lynn William Enquist, Ph.D., January 18, 2000			
44.				
45.	h) Second Declaration of Lynn Willi		000	
46.	i) Declaration of Peter Simmonds, B			
47.	k) Second Declaration of Peter Simr			
48.	Transcript of Proceedings before the Hoffman-La Roche, Ltd., et al., No.	Honorable Claudia Wilken, July	y 11, 2000, in Chiron Corp. v.	
49.	Declaration of Daniel W. Bradley, Pland Subject Matter Jurisdiction, July C 98-0315 CW (N.D. Cal.)	h D. in Support of His Motion t	o Dismiss for Want of Personal	
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(Use several sheets if necessary)		Hand Delivered on: July 9, 2003			
	Declaration of Daniel W. Bradley, P	h D. in Opposition to Chiran's	Motion for Partial Summary		
50.	Judgment on Count Five of its Suppl Hoffman-La Roche, Ltd., et al., No.	lemental Complaint, August 2	1, 1998 in Chiron Corp. v.		
51.	Affidavit of Daniel W. Bradley, Ph.I	D., October 23, 2001			
52.	Affidavit of Daniel W. Bradley, Ph.D., on August 12, 1999, before the Federal Court of New Australia New South Wales District Registry Case No: G 1029 of 1997				
53.	Affidavit of Daniel W. Bradley, Ph.	. October 22, 1998			
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